

COMPLIANCE AGREEMENT STIPULATION SHEET
EMERALD ASH BORER (*Agrilus planipennis* (Fairemaire))

REGULATION SUMMARY:

The shipper/receiver agrees to accept responsibility to inspect and insure that all regulated articles including ash logs and hardwood firewood are being shipped and received during September 1 – April 30 and are being deregulated prior to April 30.

All regulated articles shipped from Emerald Ash Borer quarantined areas must be accompanied by Federal or State certification and/or Compliance Agreements attesting to the guidelines outlined below. Regulated articles consist of:

1. living stages of the emerald ash borer
2. ash trees, ash limbs and ash branches
3. ash stumps
4. ash logs with bark, ash lumber with bark
5. green ash lumber (federal requirement only for interstate shipment)
6. non-coniferous (hardwood) wood chips and non-coniferous (hardwood) bark chips larger than 1 inch in two dimensions
7. Firewood of any non-coniferous (hardwood) species with bark
8. Bark is defined as the natural bark of a tree, including the ingrown bark around knots and bark pockets between rings of annual growth and an additional ½ inch of wood, including the vascular cambium.

CERTIFICATION GUIDELINES:

1. The regulated article must be eligible for movement under all other Federal and State domestic plant quarantines and regulations. (For example, must not be restricted by Gypsy Moth Quarantines for the movement of logs.)
2. The firm authorizing the shipment of the regulated article and the firm receiving the shipment both must have a valid Compliance Agreement with MDA and/or USDA.
3. All commercial shipments of ash logs with bark, ash lumber with bark or firewood of non-coniferous species are required to have shipping documents when originating from a Quarantine Level II area and leaving the Lower Peninsula or leaving the quarantined Level I area. The shipping documents must include a description of the regulated article, the point of origin and final destination of the regulated article by township, county, and state.
4. All regulated articles shall be treated with an approved method at the correct time and treatment records provided to MDA. The current approved methods include:
 - Removal of bark and an additional ½ inch of wood.
 - Bark and ½ inch of wood removed from ash logs will be regulated separately by chipping to less than one-inch diameter or through burning.
 - Follow a kiln drying treatment. The maximum thickness of allowable wood is three inches. See attachment A-1. (put on web)
 - Fumigate according to a treatment schedule. See attachment A-1.
 - Heat treatment according to attachment A-1.
5. All treatments must be completed by April 30.

6. Hardwood wood chips up to three inches in two dimensions can be moved under a compliance agreement for deregulation, including burning or chipping to one inch in two dimensions.
7. Shipments can only be shipped and received from September 1 – April 30.
8. The sale and/or movement of all ash nursery stock within, out of or into Michigan's Lower Peninsula is prohibited under all conditions. The sale and/or movement of all ash nursery stock within, out of or into Michigan's Upper Peninsula is prohibited, except under certification methods approved by the Director.
9. Ash wood material, including ash lumber, used in the State of Michigan for the manufacture of pallets and wood crating must be bark free.
10. To locate both shipping and receiving firms that hold a compliance agreement, please visit www.michigan.gov/eab, or contact your local MDA office.

RECORDKEEPING:

1. Treatment records, shipping documents and invoices related to the regulated articles shipped/received under a Compliance Agreement must be maintained by the shipper/receiver for a minimum of thirty-six months and furnished to a representative of the MDA upon request for examination. These records must include the consignee name and address, quantity shipped, name of product, dates of shipment, and origin.
2. All treatment records involving additional certification, including the use of kilns or fumigation, must be maintained for a minimum of thirty-six months.

INSPECTION FEES:

Under the current cooperative Emerald Ash Borer Program MDA will not charge for any inspections required for the compliance and monitoring of these conditions

REFERENCES:

1. MDA Emerald Ash Borer Website = www.michigan.gov/eab
2. Cooperative Emerald Ash Borer Website= www.emeraldashborer.info
3. Federal Emerald Ash Borer Quarantine = www.aphis.usda.gov/ppq/ep/eab/
4. Ohio Department of Agriculture Emerald Ash Borer Quarantine = www.ohioagriculture.gov/eab/plnt-eab-regulations.stm
5. Indiana Department of Natural Resources Emerald Ash Borer Quarantine = www.entm.purdue.edu/EAB/where.htm
6. Illinois EAB Quarantine = <http://www.agr.state.il.us/Environment/Pest/index.html>
7. Maryland EAB Quarantine = <http://www.mda.state.md.us/plants-pests/eab/>